

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NEW YORK**

**SLOBODAN KARIC, CLARIBEL GARCIA,
STEVEN JONES, GORAN STANIC, LJUBOMIR
ZIVANOVIC, DANIEL COLON, and WILLIAM
CHATMAN, on behalf of themselves and all
others similarly situated,**

Plaintiffs,

-against-

**THE MAJOR AUTOMOTIVE COMPANIES,
INC, MAJOR UNIVERSE, INC., MAJOR
UNIVERSE, INC. d/b/a MAJOR WORLD FORD
LINCOLN MERCURY, MAJOR CHEVROLET
GEO, MAJOR CHEVROLET, INC, MAJOR
CHRYSLER JEEP DODGE, INC., MAJOR
MOTORS OF LONG ISLAND CITY, INC. d/b/a
MAJOR KIA, MAJOR MOTORS OF THE FIVE
TOWNS, INC., MAJOR AUTOMOTIVE
REALTY CORP., HAROLD BENDELL, BRUCE
BENDELL, and CHRIS ORSARIS, individually,**

Defendants.

09 Civ. 5708 (CLP)

**NOTICE OF PLAINTIFFS' MOTION
FOR FINAL APPROVAL OF CLASS ACTION SETTLEMENT**

For the reasons set forth in the Memorandum of Law in Support of Plaintiffs' Motion for Final Approval of Class Action Settlement ("Motion for Final Approval") and in the Declaration of Joseph A. Fitapelli in Support of Plaintiffs' Motion for Final Approval (the "Fitapelli Decl."), Plaintiffs respectfully request that the Court enter an Order:

- (1) granting final approval of the Settlement Agreement and Release ("Settlement Agreement"), attached as Exhibit A to the Fitapelli Decl.;
- (2) certifying the following settlement class under Federal Rule of Civil Procedure

23(a) and (b)(3) for purposes of effectuating the settlement:

The 89 individuals that have previously opted-into the litigation for the period of time they were employed as Sales Representatives in New York between December 30, 2003 and November 24, 2014.

(3) approving service awards to Slobodan Karic, Claribel Garcia, Steven Jones, Goran Stanic, Ljubomir Zivanovic, Daniel Colon, and William Chatman as outlined in the Settlement Agreement;

(4) awarding Class Counsel's attorneys' fees and costs, as outlined in the Settlement Agreement;

(5) approving Plaintiffs' proposed final settlement procedure; and

(6) granting such other, further, or different relief as the Court deems just and proper.

Dated: New York, New York
April 7, 2016

Respectfully submitted,

/s/ Joseph A. Fitapelli

Joseph A. Fitapelli

FITAPELLI & SCHAFFER, LLP

Joseph A. Fitapelli

Brian S. Schaffer

Frank J. Mazzaferro

28 Liberty Street

New York, New York 10005

Telephone: (212) 300-0375

*Attorneys for Plaintiffs and
the Class*